### IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS CORPUS CHRISTI DIVISION

MARC VEASEY, et al.,

Plaintiffs,

v.

RICK PERRY, et al.,

Defendants.

UNITED STATES OF AMERICA,

Plaintiff,

TEXAS LEAGUE OF YOUNG VOTERS EDUCATION FUND, et al.,

Plaintiff-Intervenors,

TEXAS ASSOCIATION OF HISPANIC COUNTY JUDGES AND COUNTY COMMISSIONERS, et al.,

Plaintiff-Intervenors,

v.

STATE OF TEXAS, et al.,

Defendants.

Civil Action No. 2:13-cv-193 (NGR)

Civil Action No. 2:13-cv-263 (NGR)

TEXAS STATE CONFERENCE OF NAACP BRANCHES, et al.,

Plaintiffs,

v.

NANDITA BERRY, et al.,

Defendants.

BELINDA ORTIZ, et al.,

Plaintiffs,

v.

STATE OF TEXAS, et al.,

Defendants

Civil Action No. 2:13-cv-291 (NGR)

Civil Action No. 2:13-cv-348 (NGR)

# ADVISORY AS TO SUPPLEMENTAL AUTHORITY RELATING TO PENDING MOTIONS TO DISMISS

On April 29, 2014, the United States District Court for the Eastern District of Wisconsin issued an opinion in *Ruthelle Frank, et al. v. Scott Walker, et al.*, Case No. 11-CV-01128, in which it held that Wisconsin's voter photo identification law, 2011 Wisconsin Act 23, 2011 Wis. Sess. Laws 104 (codified as amended in various sections of Wis. Stat. Ch. 5 and 6), violated the Fourteenth Amendment and Section 2 of the Voting Rights Act, 42 U.S.C. §1973. Substantial portions of the court's decision, which is attached hereto as Exhibit 1, address issues raised in Defendants' pending motions to dismiss the complaints in this consolidated action [ECF Doc. 52, ECF Doc. 115, ECF Doc. 116, ECF Doc. 130, ECF Doc. 175].

#### Respectfully submitted,

s/ Ezra Rosenberg

Ezra D. Rosenberg Michelle H. Yeary Dechert LLP 902 Carnegie Center, Suite 500 Princeton, New Jersey 08540-6531 ezra.rosenberg@dechert.com

Steven B. Weisburd
Amy L. Rudd
Lindsey Cohan
Dechert LLP
500 W. 6th Street, Suite 2010
Austin, Texas 78701
lindsey.cohan@dechert.com

Wendy Weiser
Myrna Pérez
Vishal Agraharkar
Jennifer Clark
The Brennan Center for Justice at NYU Law School
161 Avenue of the Americas, Floor 12
New York, New York 10013-1205
wendy.weiser@nyu.edu
myrna.perez@nyu.edu
vishal.agraharkar@nyu.edu
jenniferl.clark@nyu.edu

Robert A. Kengle
Mark A. Posner
Sonia Kaur Gill
Erandi Zamora
Lawyers' Committee for Civil Rights Under Law
1401 New York Avenue, N.W., Suite 400
Washington, D.C. 20005
mposner@lawyerscommittee.org

Clay Bonilla Daniel G. Covich The Law Offices of William Bonilla, P.C. 2727 Morgan Ave. Corpus Christi, Texas 78405 claybonilla@hotmail.com Daniel@bonillalaw.com

Gary Bledsoe PotterBledsoe, L.L.P. 316 West 12th Street, Suite 307 Austin, Texas 78701 garybledsoe@sbcglobal.net

Robert Notzon
The Law Office of Robert Notzon
1502 West Avenue
Austin, Texas 78701
Robert@NotzonLaw.com

Jose Garza Law Office of Jose Garza 7414 Robin Rest Drive San Antonio, Texas 98209 garzapalm@aol.com

Kim Keenan Marshall Taylor Victor Goode NAACP 4805 Mt. Hope Drive Baltimore, Maryland 21215 Telephone: (410) 580-5120 kkeenan@naacpnet.org mtaylor@naacpnet.org vgoode@naacpnet.org

Counsel for Plaintiffs Texas State Conference of NAACP Branches, Mexican American Legislative Caucus of the Texas House of Representatives

Christina A. Swarn Ryan P. Haygood Natasha M. Korgaonkar Leah C. Aden Deuel Ross NAACP Legal Defense and Educational Fund, Inc. 40 Rector St, 5th Floor New York, NY 10006 212-965-2200 cswarns@naacpldf.org rhaygood@naacpldf.org nkorgaonkar@naacpldf.org laden@naacpldf.org dross@naacpldf.org

**Danielle Conley** Jonathan Paikin Kelly P. Dunbar Sonya L. Lebsack Gerard J. Sinzdak Lynn Eisenberg M. Hasan Ali Richard F. Shordt Wilmer Cutler Pickering Hale and Dorr LLP 1875 Pennsylvania Avenue, NW Washington, DC 20006 202-663-6006 danielle.conley@wilmerhale.com jonathan.paikin@wilmerhale.com kelly.dunbar@wilmerhale.com sonya.lebsack@wilmerhale.com

Counsel for Plaintiff-Intervenors Texas League of Young Voters Education Fund et al.

Jose Garza Law Office of Jose Garza 7414 Robin Rest Dr. San Antonio, TX 78209 210-392-2856 garzpalm@aol.com

Marinda van Dalen Texas Rio Grande Legal Aid, Inc. 531 East St. Francis St. Brownsville, Texas 78529-5354 956-982-5540 Robert W. Doggett
Texas Rio Grande Legal Aid, Inc.
4920 North IH 35
Austin, TX 78751
512-374-2725
512-447-3940 (fax)
rdoggett@trla.org
mvandalen@trla.org

Counsel for Plaintiff-Intervenors Estela Garcia Espinosa, Lionel Estrada, Roxsanne Hernandez, La Union Del Pueblo Entero, Inc. Lydia Lara, Margarito Martinez Lara, Maximina Martinez Lara, Eulalio Mendez, Jr., Belinda Ortiz, Lenard Taylor

Rolando L Rios Attorney at Law 115 E Travis, Ste 1645 San Antonio, TX 78205 (210-222-2102) rrios@rolandorioslaw.com

Counsel for Plaintiff-Intervenor Texas Association of Hispanic County Judges and County Commissioners

Preston Edward Henrichson Attorney at Law 222 W Cano Edinburg, TX 78539 956-383-3535 956-383-3585 (fax) preston@henrichsonlaw.com

Rolando L Rios Attorney at Law 115 E Travis Ste 1645 San Antonio, TX 78205 210-222-2102 210-222-2898 (fax) rrios@rolandorioslaw.com

Counsel for Plaintiff-Intervenor Hidalgo County

Chad W. Dunn
Attorney-in-charge
K. Scott Brazil
Brazil & Dunn
4201 Cypress Creek Parkway, Suite 530
Houston, Texas 77068
Telephone: (281) 580-6310

Facsimile: (281) 580-6310 Facsimile: (281) 580-6362 chad@brazilanddunn.com scott@brazilanddunn.com

J. Gerald Hebert
Campaign Legal Center
215 E Street, NE
Washington, DC 20002
(202) 736-2200 ext. 12
(202) 736-2222 (fax)
GHebert@campaignlegalcenter.org
(Pro Hac Vice Motion Granted Dkt. #13)

Neil G. Baron Law Office of Neil G. Baron 914 FM 517 W, Suite 242 Dickinson, Texas 77539 (281) 534-2748 (281) 534-4309 (fax) neil@ngbaronlaw.com

David Richards Richards, Rodriguez & Skeith, LLP 816 Congress Avenue, Suite 1200 Austin, Texas 78701 (512) 476-0005 (512) 476-1513 (fax) daverichards4@juno.com

Armand G. Derfner
Derfner, Altman & Wilborn, LLC
575 King Street
Suite B
Charleston, S.C. 29403
Telephone (843) 723-9804
aderfner@dawlegal.com

#### (Pro Hac Vice Motion Granted Dkt. # 6)

Attorneys for Plaintiffs Marc Veasey, Floyd James Carrier, Anna Burns, Michael Montez, Penny Pope, Jane Hamilton, Sergio DeLeon, Oscar Ortiz, Koby Ozias, John Mellor-Crummey, Jane Doe, James Doe, League of United Latin American Citizens ("LULAC") and Dallas County, Texas

Luis Roberto Vera, Jr.
LULAC National General Counsel
The Law Offices of Luis Vera Jr., and Associates
1325 Riverview Towers, 111 Soledad
San Antonio, Texas 78205-2260
(210) 225-3300
(210) 225-2060 (fax)
lrvlaw@sbcglobal.net

#### Attorney for LULAC

Craig M. Watkins
Dallas County District Attorney
Teresa G. Snelson
Chief, Civil Division
Dallas County District Attorney's Office
411 Elm Street, 5<sup>th</sup> Floor
Dallas, TX 75202-4606
(214) 653-7358
(214) 653-6134 (fax)
Teresa.Snelson@dallascounty.org

Attorneys for Dallas County, Texas

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document is being served by electronic mail on April 30, 2014, to all counsel of record.

/s Lindsey Cohan Lindsey Cohan